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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Atsushi SHIMIZU
Serial No.: 09/885,296
Filed : June 20, 2001
Title : METHOD OF SETTING DIRECTION OF GROWING PERSONNEL, METHOD OF SELECTING SUPPLEMENTARY CAPABILITY, METHOD OF SELECTING SUPPLEMENTARY PERSONNEL, METHOD OF EVALUATING PERSONNEL, SYSTEM FO FORMING PERSONNEL FOSTERING PLAN, PERSONNEL SUPPLEMENTING YSTEM, BUSINESS ACHIEVEMENT ASSESSING SYSTEM AND INFORMATION TRANSMITTING MEDIUM

Art Unit :
Examiner :

Assistant Commissioner for Patents
Washington, DC 20231

**PETITION IN RESPONSE TO NOTICE OF OMITTED ITEM(S) IN A
NONPROVISIONAL APPLICATION FILED UNDER 37 CFR 1.53(b)**

Dear Sir:

In response to the Notice of Omitted Items dated March 15, 2002, Applicant hereby submits the following facts regarding the alleged missing figure.

On June 20, 2001, Applicant filed the above application with deferred filing fees. The application itself contained 169 pages of specification, 21 pages of claims, 1 page of abstract, and 53 drawings. However, the drawings filed with the application contained non-English language text.

On August 15, 2001, a Notice to File Missing Parts of NonProvisional Application was issued. The items requested in this Notice were the filing fee, a properly signed oath or declaration, the late filing fee, and substitute drawings containing only English language text.

On October 15, 2001, Applicant submitted a Response to the Notice to File Missing Parts of NonProvisional Application. This Response contained the requested fees, a properly signed declaration, the certified copy of priority document (Japanese Application No. 2000-185287), and the translated drawings containing only English language text.

On March 15, 2002, a Notice of Omitted Item(s) in a NonProvisional Application was issued, claiming that Figure 44 as described in the specification had been omitted.

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Upon review of the submission of missing parts on October 15, 2001, Applicant noted that Figure 44 was indeed submitted as page 42/53, however the figure was mistitled as Figure 40. As the correct Figure 40 is noted as page 38/53, it would be obvious to someone reviewing the drawings that the second Figure 40 was merely mislabeled. Applicant now petitions the U.S. Patent and Trademark Office to acknowledge receipt of same, and hereby submits the required fee for such a petition.

Additionally, Applicant hereby submits a revised drawing Figure 44, indicating the correction in red ink, and Applicant further supplies a Communication to the Official Draftsman supplying the formal drawings of Figure 44 making this final correction.

REMARKS

Applicant requests that the U.S. Patent and Trademark Office acknowledge receipt of the original Figure 44, and requests refund of the attached petition fee as indicated in Paragraph I of the Notice of Omitted Items mailed March 15, 2002.

Please apply any charges not covered, or any credits, to Deposit Account 50-0591 (Reference Number 15115/003001).

Respectfully submitted,

Date: _____

sls



Jonathan P. Osha, Reg. No. 33,986
Rosenthal & Osha L.L.P.
One Houston Center, Suite 2800
1221 McKinney Street
Houston, TX 77010

Telephone: (713) 228-8600
Facsimile: (713) 228-8778

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